

The Supreme Court of Ohio

CASE ANNOUNCEMENTS

June 13, 2012

[Cite as *06/13/2012 Case Announcements*, 2012-Ohio-2595.]

MERIT DECISION WITH OPINIONS

2007-2027. State v. Powell, Slip Opinion No. 2012-Ohio-2577.

Lucas C.P. No. G4801-CR-0200603581-000. Judgment affirmed.

O'Connor, C.J., and Pfeifer, Lundberg Stratton, O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

2011-1477. Royse v. Dayton, Slip Opinion No. 2012-Ohio-2574.

Montgomery App. No. 24172, 195 Ohio App.3d 81, 2011-Ohio-3509. Appeal dismissed as improvidently accepted.

O'Connor, C.J., and Pfeifer, Lundberg Stratton, O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

2011-1643. State ex rel. Cincinnati Enquirer v. Allen, Slip Opinion No. 2012-Ohio-2571.

In Mandamus. Cause dismissed.

O'Connor, C.J., and Pfeifer, Lundberg Stratton, O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

2012-0085. State ex rel. Williams v. Turner, Slip Opinion No. 2012-Ohio-2575.

Marion App. No. 9-11-56. Judgment affirmed.

O'Connor, C.J., and Pfeifer, Lundberg Stratton, O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

2012-0427. State v. Collins, Slip Opinion No. 2012-Ohio-2576.

Warren App. No. CA2011-08-083. Discretionary appeal accepted. Judgment reversed, and cause remanded.

O'Connor, C.J., and Pfeifer, Lundberg Stratton, O'Donnell, Lanzinger, Cupp, and McGee Brown, JJ., concur.

MOTION AND PROCEDURAL RULINGS

In re Buoscio.

On December 21, 2011, this court found appellant Samuel L. Buoscio to be a vexatious litigator under S.Ct.Prac.R. 14.5(B). This court further ordered that appellant was prohibited from continuing or instituting legal proceedings in the court without obtaining leave. On June 8, 2012, Buoscio presented two applications for leave to file.

It is ordered by the court that the applications for leave are denied.

Pfeifer, Acting C.J.

O'Connor, J., not participating.

In re Howard.

On September 24, 2004, this court found appellant Gregory T. Howard to be a vexatious litigator under S.Ct.Prac.R. 14.5(B). This court further ordered that appellant was prohibited from continuing or instituting legal proceedings in the court without obtaining leave. On June 11, 2012, Howard presented a motion for leave to file an original action complaint in mandamus/procedendo.

It is ordered by the court that the motion for leave to file an original action is denied.

2012-0762. Pittman v. Chase Home Financing, L.L.C.

Cuyahoga App. No. 97321. This cause is pending before the court as a discretionary appeal and claimed appeal of right.

Upon consideration of the motion for admission pro hac vice of Danielle J. Szukala, it is ordered by the court that the motion is granted. Pursuant to Gov.Bar R. XII(4), counsel shall file a notice of permission to appear pro hac vice with the Supreme Court's Office of Attorney Services within thirty days of the date of this entry.

DISCIPLINARY CASES

2008-1785. Disciplinary Counsel v. McCord.

On petition for reinstatement of Michael McCord, Attorney Registration No. 0020304. Petition denied.

2011-0353. Akron Bar Assn. v. DeLoach.

This cause came on for further consideration upon the filing by relator, Akron Bar Association, of a motion to show cause. Upon consideration thereof, it is ordered by this court that good cause has not been shown. Respondent remains under the two-year monitored probation ordered in this matter by this court on August 31, 2011.

2012-0854. In re Resignation of Trainor.

On affidavit of resignation from the practice of law of Robert Neil Trainor, Attorney Registration No. 0012089, and on report filed under seal by Disciplinary Counsel. Resignation accepted with disciplinary action pending.

2012-0864. In re Resignation of Stillpass.

On affidavit of resignation from the practice of law of Marty Joel Stillpass, Attorney Registration No. 0029375, and on report filed under seal by Disciplinary Counsel. Resignation accepted with disciplinary action pending.

2012-0426. In re Application of Martin.

This cause is pending before the court upon the filing of a report by the Board of Commissioners on Character and Fitness. On May 7, 2012, the applicant filed a motion to seal the record in its entirety.

Upon consideration of the applicant's motion to seal the record in its entirety, it is ordered by the court that the motion is denied.

2012-0430. In re Application of Burch.

This cause is pending before the court upon the filing of a report by the Board of Commissioners on Character and Fitness. On May 14, 2012, the applicant filed a motion to seal the record or, in the alternative, to seal portions of the record.

Upon consideration of the applicant's motion, it is ordered by the court that the motion is granted in part. The thirteen items identified in the applicant's motion that refer to the Ohio Lawyers Assistance Program and the applicant's mental health shall remain under seal. All remaining portions of the record shall not remain under seal.

MISCELLANEOUS ORDERS

In re Report of the Commission
on Continuing Legal Education.

Case No. CLE-1997-62270
ORDER

Elizabeth Janice Sichler
(#0062270),
Respondent.

This matter originated in this court on the filing of a report by the Commission on Continuing Legal Education (“commission”) pursuant to Gov.Bar R. X(6)(A)(1)(b) and (A)(2)(d). The commission recommended the imposition of sanctions against certain attorneys, including the above-named respondent, for failure to comply with the provisions of Gov.Bar R. X, Attorney Continuing Legal Education, for the 1995-1996 reporting period.

On July 2, 1998, this court adopted the recommendation of the commission, imposed a sanction fee upon respondent and suspended respondent from the practice of law pursuant to Gov.Bar R. X(6)(B)(3) and (5)(A)(4). The court further ordered that respondent shall not be reinstated to the practice of law in Ohio until respondent complies with the requirements for reinstatement set forth in Gov.Bar R. X(7); respondent complies with the Supreme Court Rules for the Government of the Bar of Ohio; respondent complies with this and all other orders of the court; and this court orders respondent reinstated.

On June 6, 2012, the commission filed a recommendation pursuant to Gov.Bar R. X(7)(B)(2), finding that respondent has paid all fees assessed for noncompliance, has made up all deficiencies and is now in full compliance with all requirements of Gov.Bar R. X, and recommending that respondent be reinstated to the practice of law in Ohio. The commission certified that respondent had completed the credit hours of continuing legal education required during the suspension by this court’s order of suspension. Respondent has satisfied all the requirements of this court’s order of suspension.

Upon consideration thereof, it is ordered by the court that the recommendation of the commission is adopted and respondent, Elizabeth Janice Sichler, is hereby reinstated to the practice of law.

MEDIATION MATTERS

The following cases have been referred to mediation pursuant to S.Ct.Prac.R. 17.1(A):

2012-0883. Sapina v. Cuyahoga Cty. Bd. of Revision.

Board of Tax Appeals, No. 2009-K-667.

2012-0889. Cabot II-OH1L02, L.L.C. v. Franklin Cty. Bd. of Revision

Board of Tax Appeals, No. 2009-K-212

2012-0909. Schloemer v. Hamilton Cty. Bd. of Revision.

Board of Tax Appeals, No. 2009-Y-3585

2012-0924. State ex rel. Lucas v. Indus. Comm.

Franklin App. No. 11AP-93, 2012-Ohio-1843.